

**To:** Ammon, Doug[Ammon.Doug@epa.gov]; Miller, Johanna[Miller.Johanna@epa.gov]; Wendel, Jennifer[Wendel.Jennifer@epa.gov]; Ketellapper, Victor[Ketellapper.Victor@epa.gov]  
**Cc:** Garcia, Bert[Garcia.Bert@epa.gov]; Ostrander, David[Ostrander.David@epa.gov]; Peterson, Cynthia[Peterson.Cynthia@epa.gov]; Manzanilla, Enrique[Manzanilla.Enrique@epa.gov]  
**From:** Hestmark, Martin  
**Sent:** Thur 10/22/2015 1:38:21 PM  
**Subject:** RE: Upper Animas Site - Proposal to the NPL

Doug – has this letter been finalized? Has it gone out? Are you coordinating with R9?

**From:** Ammon, Doug  
**Sent:** Tuesday, October 13, 2015 12:25 PM  
**To:** Miller, Johanna; Wendel, Jennifer; Ketellapper, Victor  
**Cc:** Garcia, Bert; Hestmark, Martin; Ostrander, David; Peterson, Cynthia  
**Subject:** RE: Upper Animas Site - Proposal to the NPL

Hasn't gone out yet. It is for Mathy's signature.

**From:** Miller, Johanna  
**Sent:** Tuesday, October 13, 2015 1:40 PM  
**To:** Ammon, Doug; Wendel, Jennifer; Ketellapper, Victor  
**Cc:** Garcia, Bert; Hestmark, Martin; Ostrander, David; Peterson, Cynthia  
**Subject:** Fwd: Upper Animas Site - Proposal to the NPL

Doug and Jennifer - did the letter back to the NN from Gina on NPL listing ever get finalized? Can you track down a final copy as it will be helpful to to what language was used in the letter so any messages could be consistent. needed ASAP. Thanks johanna

Sent from my iPhone

Begin forwarded message:

**From:** "Garcia, Bert" <[Garcia.Bert@epa.gov](mailto:Garcia.Bert@epa.gov)>  
**Date:** October 13, 2015 at 11:07:44 AM MDT  
**To:** "Hestmark, Martin" <[Hestmark.Martin@epa.gov](mailto:Hestmark.Martin@epa.gov)>, "Miller, Johanna" <[Miller.Johanna@epa.gov](mailto:Miller.Johanna@epa.gov)>, "Ostrander, David" <[Ostrander.David@epa.gov](mailto:Ostrander.David@epa.gov)>, "Murray, Bill" <[Murray.Bill@epa.gov](mailto:Murray.Bill@epa.gov)>  
**Cc:** "Spence, Sandra" <[Spence.Sandra@epa.gov](mailto:Spence.Sandra@epa.gov)>  
**Subject:** FW: Upper Animas Site - Proposal to the NPL



R9 is meeting with Navajo Nation this week – Thursday. NN is pressing for NPL listing. It would be very helpful for R9 if we could help them with messages around NPL listing.

Mike Montgomery is the Acting WDD and Enrique \_\_\_\_\_ in CERCLA would be good contacts for this.

Bert Garcia

Director, Ecosystems Protection Program

EPA Region 8

**From:** Hestmark, Martin  
**Sent:** Friday, October 09, 2015 2:32 PM  
**To:** R8 GKM Leadership Team; R8 Documentation Unit Leader  
**Subject:** FW: Upper Animas Site - Proposal to the NPL

I think we should discuss this at the LT meeting.

**From:** Miller, Johanna  
**Sent:** Friday, October 09, 2015 10:29 AM  
**To:** Hestmark, Martin  
**Cc:** Ostrander, David; Murray, Bill  
**Subject:** FW: Upper Animas Site - Proposal to the NPL

Martin – I am passing along a note from Victor summarizing a discussion he had with HQ/Jim Woolford and his staff on NPL listing of the upper animas. Jim plans to talk to Mathy about the options presented below so I wanted to give you a heads up. To date the main concern that has limited our starting an HRS package is not wanting to get ahead of the State's outreach and the public perception of EPA pushing an outcome. Preparing a listing package means issuing a contract task order as Victor and Rob are in the process of doing some of the internal leg work needed.

Johanna

**From:** Ketellapper, Victor  
**Sent:** Thursday, October 08, 2015 1:45 PM  
**To:** Miller, Johanna  
**Subject:** Upper Animas Site - Proposal to the NPL

I participated in a regular conference call with Jim Woolford regarding the March 2016 NPL rulemaking today. Here is a summary of the discussion:

- ██████████ I reported that Region 8 has not started working on the listing package for the Upper Animas Site and would not until the community and State indicated that there was support for proposal of the site to the NPL. I also noted that Region 8 would not proceed with preparing the listing package without support from the Senior Leadership. Jim Woolford said he would raise this to Mathy S.
- ██████████ Jim Woolford reported that he had discussed the community and state's position on listing with Monica Sheets, CDPHE. Jim stated that Monica was in the process of reaching out the site stakeholders and indicated that the state would make a decision on whether or not to support listing within the next 2 months. Furthermore, she believed that the state would support proposing the site to the NPL.
- ██████████ Headquarters staff indicated that it would take about 6 months to prepare the listing package for the site (assuming it's the larger site watershed-wide site) and if the site were to be proposed in the March rule making, work on the listing package needs to begin immediately.
- ██████████ It was agreed that it would be beneficial to begin working on the listing package for the site immediately so that the site could be proposed to the NPL in March

2016 in the event that state support was received. It was also agreed that expending the resources to prepare the listing package is worthwhile, even if work is stopped if support for proposal to the NPL from the state is not received.

A decision on whether or not to proceed with preparing the listing package is needed immediately. If work begins now on the listing package, the EPA will be in the position to propose the site to the NPL in March 2016. If work this work does begin immediately, the next scheduled opportunity for an NPL rulemaking is September, 2016. The following are options for proceeding with preparing the listing package:

1. Begin preparing the listing package immediately. This would allow EPA to be in the position to propose the site during the next NPL rulemaking in March 2016. Thus, allowing EPA to react quickly if State support is received.
2. Begin preparing the listing package after state support is received. Under this option, the earliest the site could be proposed to the NPL is September, 2016. The site could be proposed sooner, about 6 months after receiving state support, if a special rulemaking is approved. Furthermore, all remedial work could proceed, except for remedial actions, prior to proposal to the NPL.

Please raise this issue to the management team for a decision on how to proceed.

Victor

**Victor Ketellapper, Team Leader**

EPA Region 8, Superfund Site Assessment Program

303-312-6578